

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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MAY 26 2004

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In re application of: Davia et al.

Serial No.: 09/867,883

Filed: May 30, 2001

For: Method and Computer Program  
Product for Testing Application  
Program Software

§ Group Art Unit: 2122

§

§ Examiner: Vo, Ted T.

§

§ Attorney Docket No.: RSW920010104US1

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Certificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9306, on May 26, 2004.

By: 

Dell Whitton

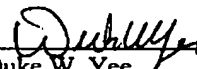
NOTICE OF APPEALCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated February 26, 2004 finally rejecting claims 1-16.

A fee of \$330.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0457. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0457. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0457.

Respectfully submitted,



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